



This document is scheduled to be published in the Federal Register on 09/03/2013 and available online at <http://federalregister.gov/a/2013-21286>, and on FDsys.gov

DEPARTMENT OF DEFENSE

GENERAL SERVICES ADMINISTRATION

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[OMB Control No. 9000-0166]

[Docket 2013-0077; Sequence 4]

**Information Collection; American Recovery and Reinvestment
Act—Reporting Requirements--One Time Reporting Requirements
for Prime Contractors**

AGENCY: Department of Defense (DOD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA).

ACTION: Notice of request for comments regarding an extension, with changes, to an existing OMB clearance.

SUMMARY: Under the provisions of the Paperwork Reduction Act, Regulatory Secretariat, will be submitting to the Office of Management and Budget (OMB) a request to review and approve an extension of a previously approved information collection requirement concerning the American Recovery and Reinvestment Act—Reporting Requirements--One Time Reporting Requirements for Prime Contractors.

DATES: Submit comments on or before [Insert date 60 days after date of publication in the Federal Register].

ADDRESSES: Submit comments identified by Information Collection 9000-0166, American Recovery and Reinvestment

**Act-Reporting Requirements--One Time Reporting Requirements
for Prime Contractors**, by any of the following methods:

- Regulations.gov: <http://www.regulations.gov>.

Submit comments via the Federal eRulemaking portal by searching the OMB control number. Select the link "Submit a Comment" that corresponds with "Information Collection 9000-0166, American Recovery and Reinvestment Act-Reporting Requirements--One Time Reporting Requirements for Prime Contractors." Follow the instructions provided at the "Submit a Comment" screen. Please include your name, company name (if any), and "Information Collection 9000-0166, American Recovery and Reinvestment Act-Reporting Requirements--One Time Reporting Requirements for Prime Contractors" on your attached document.

- Fax: 202-501-4067.
- Mail: General Services Administration, Regulatory Secretariat (MVCB), 1800 F Street, NW, Washington, DC 20405. ATTN: Hada Flowers/IC 9000-0166, American Recovery and Reinvestment Act-Reporting Requirements--One Time Reporting Requirements for Prime Contractors.

Instructions: Please submit comments only and cite Information Collection 9000-0166, American Recovery and Reinvestment Act-Reporting Requirements--One Time Reporting

Requirements for Prime Contractors, in all correspondence related to this collection. All comments received will be posted without change to <http://www.regulations.gov>, including any personal and/or business confidential information provided.

FOR FURTHER INFORMATION CONTACT: Mr. Curtis E. Glover, Sr., Procurement Analyst, Office of Acquisition Policy, at telephone 202-501-1448 or via e-mail to Curtis.glover@gsa.gov.

SUPPLEMENTARY INFORMATION:

A. Purpose

In accordance with Federal Acquisition Regulation (FAR) subpart 4.15 and the applicable clause at FAR 52.204-11, which implements the statutory requirements section 1512(c) of Division A of the American Recovery and Reinvestment Act of 2009 (Pub. L. 111-5) (Recovery Act), as a condition of receipt of funds, contractors that receive awards (or modifications to existing awards) funded, in whole or in part by the Recovery Act, shall include the one-time reporting elements for which the burden is imposed on the prime contractor. The information shall include, but is not limited to:

- a. Registration at <http://www.FederalReporting.gov>;

b. The award number for both its Government contract and first-tier subcontracts;

c. Program or project title, if any, for its Government contract;

(http://www.whitehouse.gov/omb/recovery_fags_contractors);

d. A description of the overall purpose and expected outcomes or results of the contract and first-tier subcontracts, including significant deliverables and, if appropriate, units of measure

(http://www.whitehouse.gov/omb/recovery_fags_contractors);

e. Name of the first-tier subcontractor;

f. Amount of the first-tier subcontract award;

g. Date of the first-tier subcontract award;

h. First-tier subcontract number (The contract number assigned by the prime contractor);

i. First-tier subcontractor's physical address including street address, city, state, and country. Also include the nine-digit zip code and congressional district if applicable; and

j. Subcontract primary performance location including street address, city, state, and country. Also include the nine-digit zip code and congressional district if applicable.

B. Annual Reporting Burden

This information collection reflects a downward adjustment from what was published in the Federal Register on September 24, 2010, at 75 FR 58389, for the number of respondents required to comply with the requirements of FAR subpart 4.15 and the associated FAR clause at 52.204-11, American Recovery and Reinvestment Act—Reporting Requirements. This change is primarily due to fewer Recovery Act funds available for award.

In Fiscal Year (FY) 2010, the Federal Procurement Data System (FPDS) indicated that there were 33,041 Recovery Act prime contract awards, including modifications (21,767 awarded to small businesses), to 8,896 unique vendors. In FY 2012, FPDS indicates that there were 6,312 Recovery Act prime contract awards, including modifications (3,156 awarded to small businesses), to 2,247 unique vendors. This change represents a decrease of approximately 75 percent from FY 2010 Recovery Act awards. Consequently, it was determined that FY 2012 FPDS data was a sufficient baseline for estimating the number of respondents per year (2,247) that would need to comply with the applicable clause associated with this information collection. The estimate number of responses per respondent is based on an estimated number of unique

vendors divided by the average number of respondents. In discussions with subject matter experts, it was determined that an estimated number of responses per respondent of two, rounded down from 2.8, was sufficient to reflect the lower number of Recovery Act funds available for award. Additionally, it is estimated that the burden hours per response is thirty-six minutes (.60), which reflects no change from what was published Federal Register on September 24, 2010, at 75 FR 58389. No public comments were received in prior years that have challenged the validity of the Government's estimate.

Respondents: 2,247.

Responses Per Respondent: 2.0.

Total Annual Responses: 4,494.

Hours Per Response: .6.

Total Burden Hours: 2,696.

C. Public Comments

Public comments are particularly invited on: Whether this collection of information is necessary for the proper performance of functions of the Federal Acquisition Regulations (FAR), and whether it will have practical utility; whether our estimate of the public burden of this collection of information is accurate, and based on valid assumptions and methodology; ways to enhance the quality,

utility, and clarity of the information to be collected; and ways in which we can minimize the burden of the collection of information on those who are to respond, through the use of appropriate technological collection techniques or other forms of information technology.

OBTAINING COPIES OF PROPOSALS: Requesters may obtain a copy of the information collection documents from the General Services Administration, Regulatory Secretariat (MVCB), 1800 F Street, NW, Washington, DC 20405, telephone 202-501-4755. Please cite OMB Control No. 9000-0166, American Recovery and Reinvestment Act—Reporting Requirements--One Time Reporting Requirements for Prime Contractors, in all correspondence.

Dated: August 27, 2013.

Karlos Morgan,
Acting Director,
Federal Acquisition Policy Division,
Office of Government-wide Acquisition Policy,
Office of Acquisition Policy,
Office of Government-wide Policy.

[Billing Code: 6820-EP]

[FR Doc. 2013-21286 Filed 08/30/2013 at 8:45 am;

Publication Date: 09/03/2013]